

October 22, 2010

CC Docket No. 96-45

CC Docket No. 02-6

Hartford Public School District

508 W. Main St.

Hartford, AR 72938

Entity Number: 139720

Form 486 Application Number 761814

Form 471 Application Number 650657

FRNs 1786370 and 1786396

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### Request for Review

To Whom It May Concern:

We are appealing the change in service start dates and funding commitments for FRNs 1786370 and 1786396. The FRNs were reduced due to the missing of the Form 486 deadline. We request for FRN 1786370, the service start date be changed to 07/01/2009 and the funding commitment be changed to \$9,180.00. We request for FRN 1786396, the service start date be changed to 07/01/2009 and the funding commitment be changed to \$4,029.00.

We are appealing this denial based on the Alaska Gateway Order. In the Order, the FCC states that "Generally, these applicants claim that staff mistakes or confusion, or circumstances beyond their control resulted in missing the FCC Form 486 deadline. We note that the primary jobs of most of the people filling out these forms include school administrators, technology coordinators and teachers, as opposed to staff dedicated to pursuing federal grants, especially in small school districts. Even when a school official becomes adept at the application process, unforeseen events or emergencies may delay filings in the event there is no other person proficient enough to complete the forms. Furthermore, some of the errors were caused by third parties or unforeseen events and therefore were not the fault of the applicants. Given that the applicants missed a USAC procedural deadline and did not violate a Commission rule, we find that the complete rejection of each of these applications is not warranted. Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements. Furthermore, we find that denial of funding in these cases would inflict undue hardship on the applicants."

Hartford Public School District's technology coordinator, who also handled the E-Rate submissions, left the district in 2009 and the district was not aware that Form 486 had not been submitted.

Furthermore, the district has no record of receiving an "Urgent Reminder" letter in December, 2009.

The district failed to meet a USAC procedural deadline and did not violate any Commission rules. There was no waste, fraud or abuse/misuse of funds involved in this error. Both Funding Requests were for eligible Schedule 1 telephone services. The reduction of these FRNs would put undue hardship on the Hartford Public School District. We are requesting that these FRNs be restored to their original Service Start Dates and Funding Commitment amounts as were approved for Form 471 Application number 650657.

Sincerely,



Teresa Ragsdale  
Superintendent, Hartford Public Schools



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